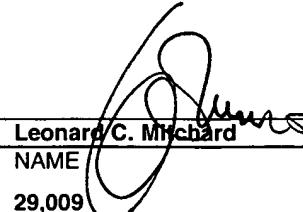


FORM PTO- 1390 MODIFIED	U.S. DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE	ATTORNEY'S DOCKET NUMBER 4132-5
TRANSMITTAL LETTER TO THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US) CONCERNING A FILING UNDER 35 U.S.C. 371		U.S. APPLICATION NO. (If known, see 37 C.F.R. 1.5) 10/530,862
INTERNATIONAL APPLICATION NO. PCT/AU2003/001349	INTERNATIONAL FILING DATE 13 October 2003	PRIORITY DATE CLAIMED 11 October 2002 22 August 2003
TITLE OF INVENTION A SUPPORT APPARATUS		
APPLICANT(S) FOR DO/EO/US McLAUGHIN et al		
Applicant herewith submits to the United States Designated/Elected Office (DO/EO/US) the following items and other information:		
<p>1. <input type="checkbox"/> This is a FIRST submission of items concerning a submission under 35 U.S.C. 371.</p> <p>2. <input checked="" type="checkbox"/> This is a SECOND or SUBSEQUENT submission of items concerning a submission under 35 U.S.C. 371.</p> <p>3. <input type="checkbox"/> This is an express request to begin national examination procedures (35 U.S.C. 371(f). The submission must include items (5), (6), (9) and (21) indicated below.</p> <p>4. <input type="checkbox"/> The U.S. has been elected (Article 31).</p> <p>5. A copy of the International Application as filed (35 U.S.C. 371(c)(2).</p> <p>a. <input type="checkbox"/> is attached hereto (pages specification, claims & abstract (claims), sheets drawings).</p> <p>b. <input type="checkbox"/> has been communicated by the International Bureau.</p> <p>c. <input type="checkbox"/> is not required, as the application was filed in the United States Receiving Office (RO/US).</p> <p>6. <input type="checkbox"/> An English language translation of the International Application as filed (35 U.S.C. 371(c)(3)</p> <p>a. <input type="checkbox"/> is attached hereto (pages specification, claims & abstract (claims), sheets drawings, page Certificate of Translation).</p> <p>b. <input type="checkbox"/> has been previously submitted under 35 U.S.C. 154(d)(4).</p> <p>7. <input type="checkbox"/> Amendments to the claims of the International Application under PCT Article 19 (35 U.S.C. 371(c)(3)</p> <p>a. <input type="checkbox"/> are attached hereto (required only if not communicated by the International Bureau).</p> <p>b. <input type="checkbox"/> have been communicated by the International Bureau.</p> <p>c. <input type="checkbox"/> have not been made; however, the time limit for making such amendments has NOT expired.</p> <p>d. <input type="checkbox"/> have not been made and will not be made.</p> <p>8. <input type="checkbox"/> An English language translation of the amendments to the claims under PCT Article 19 (35 U.S.C. 371(c)(3).</p> <p>9. a. <input checked="" type="checkbox"/> An oath or declaration of the inventor(s) (35 U.S.C. 371(c)(4).</p> <p>b. <input type="checkbox"/> Declaration was submitted to the International Bureau during International Phase (see copies of Declaration (page Form PCT/RO/101 and Form PCT/IB/371 and first page of printed publication acknowledging receipt thereof attached).</p> <p>10. <input type="checkbox"/> An English language translation of the annexes of the International Preliminary Examination Report under PCT Article 36 (35 U.S.C. 371(c)(5).</p> <p>Items 11 To 20 below concern document(s) or information included:</p> <p>11. <input type="checkbox"/> An Information Disclosure Statement under 37 C.F.R. 1.97 and 1.98.</p> <p>12. <input checked="" type="checkbox"/> An assignment document for recording. A separate cover sheet in compliance with 37 C.F.R. 3.28 and 3.31 is included.</p> <p>13. a. <input type="checkbox"/> A FIRST preliminary amendment.</p> <p>b. <input type="checkbox"/> A SECOND or SUBSEQUENT preliminary amendment.</p> <p>14. <input type="checkbox"/> An Application Data Sheet under 37 C.F.R. § 1.76.</p> <p>15. <input type="checkbox"/> A substitute specification.</p> <p>16. <input type="checkbox"/> A change of power of attorney and/or address letter.</p> <p>17. <input type="checkbox"/> A computer-readable form of the sequence listing in accordance with PCT-Rule 13ter.2 and 37 CFR 1.821-1.825.</p> <p>18. <input type="checkbox"/> A second copy of the published international application under 35 U.S.C. 154(d)(4).</p> <p>19. <input type="checkbox"/> A second copy of the English language translation of the international application under 35 U.S.C. 154(d)(4).</p> <p>20. <input checked="" type="checkbox"/> Other items or information. Petition Under 37 CFR 1.47(a) to Proceed when an Inventor Refuses to Sign; Executed Declaration of Ian R. Tannahill w/Exhibits 1-9; Executed Exclusive Substitute Power of Attorney; Identification of Practitioners to be Recognized;</p>		

U.S. APPLICATION NO. (If known, see 37 C.F.R. 1.5) 10/530,862		INTERNATIONAL APPLICATION NO. PCT/AU2003/001349		ATTORNEY'S DOCKET NUMBER 4132-5	
21. <input checked="" type="checkbox"/> The following fees are submitted:					
BASIC NATIONAL FEE (37 C.F.R. 1.492(a)(1)-(5):					
<input type="checkbox"/> a) Basic national fee				\$300.00 (1631)/\$150.00 (2631)	\$ 0.00
<input type="checkbox"/> b) Examination Fee				\$200.00 (1633)/\$100.00 (2633)	\$ 0.00
<input type="checkbox"/> c) Search Fee				\$500.00 (1632)/\$250.00 (2632)	\$ 0.00
TOTAL OF ABOVE CALCULATIONS.....				\$1000.00/\$500.00	\$ 0.00
<input type="checkbox"/> Additional fee for specification and drawings filed in paper over 100 sheets (excluding sequence listing or computer program listing filed in an electronic medium). The fee is \$250 for each additional 50 sheets of paper or fraction thereof.					
Total Sheets	Extra Sheets	Number of each additional 50 or fraction thereof (round up to a whole number)		RATE	
28 -100	0 /50 =	0.00		\$0.00 (1681)	\$ 0.00
				\$0.00 (2681)	
Surcharge of \$130.00 (1617)/\$65.00 (2617) for furnishing the oath or declaration later than <input type="checkbox"/> 30 months from the earliest claimed priority date (37 C.F.R. 1.492(e)).					\$ 0.00
CLAIMS		NUMBER FILED	# EXTRA	RATE	
Total Claims	31	minus 31 =	0 X	\$50.00 (1615)/	\$25.00 (2615)
Independent Claims	7	minus 7 =	0 X	\$200.00 (1614)	\$100.00 (2614)
MULTIPLE DEPENDENT CLAIMS(S) (if applicable)				\$360.00 (1616)/\$180.00 (2616)	\$ 0.00
Petition is hereby made to extend the current due date so as to cover the filing date of this paper and attachment(s): One Month Extension \$120.00 (1251)/\$60.00 (2251); Two Month Extensions \$450.00 (1252)/\$225.00 (2252); Three Month Extensions \$1020.00 (1253)/\$510.00 (2253); Four Month Extensions \$1590.00 (1254)/\$795.00 (2254)					\$ 120.00
<input type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27.					
Processing fee of \$130.00 (1618), for furnishing the English Translation later than <input type="checkbox"/> 20 <input type="checkbox"/> 30 months from the earliest claimed priority date (37 C.F.R. 1.492(f)).					0.00
TOTAL NATIONAL FEE =					\$ 120.00
Fee for recording the enclosed assignment (37 C.F.R. 1.21(h). The assignment must be accompanied by an appropriate cover sheet (37 C.F.R. 3.28, 3.31). \$40.00 (8021) per property					\$ 40.00
Fee for Petition to Revive Unintentionally Abandoned Application; \$1500.00 (1453) / \$750.00 (2453)					0.00
Other: Rule 47 Petition Fee					\$ 130.00
TOTAL FEES ENCLOSED =					\$ 290.00
					Amount to be: refunded \$
					Charged \$
a. <input checked="" type="checkbox"/> A check in the amount of \$290.00 to cover the above fees is enclosed. b. <input type="checkbox"/> Please charge my Deposit Account No. 14-1140 in the amount of \$_____ to cover the above fees. A duplicate copy of this form is enclosed. c. <input checked="" type="checkbox"/> The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Deposit Account No. 14-1140. A duplicate copy of this form is enclosed. d. <input type="checkbox"/> CREDIT CARD PAYMENT FORM ATTACHED. e. <input checked="" type="checkbox"/> The entire content of International Application No. PCT/AU2003/001349 and any U.S. and foreign application(s) corresponding thereto, and 2002951973 and 2003236437, referred to in this application is/are hereby incorporated by reference in this application. NOTE: Where an appropriate time limit under 37 C.F.R. 1.494 or 1.495 has not been met, a petition to revive (37 C.F.R. 1.137(a) or (b) must be filed and granted to restore the application to pending status. CORRESPONDENCE ADDRESS Direct all correspondence to: <input checked="" type="checkbox"/> Customer Number: 23117 Type Customer Number here 02/17/2006 HKAYPAGH 00000050 10530862 01 FC:1251 120.00 OP Telephone: (703) 816-4000 LCM:lfm					
 Leonard C. Michard NAME 29,009 REGISTRATION NUMBER					March 13, 2006 Date



UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
United States Patent and Trademark Office
Address: COMMISSIONER FOR PATENTS
P.O. Box 1450
Alexandria, Virginia 22313-1450
www.uspto.gov

U.S. APPLICATION NUMBER NO.	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
10/530,862	Neil Bernard Nclaughin	4132-5

INTERNATIONAL APPLICATION NO.

PCT/AU03/01349

I.A. FILING DATE

10/13/2003

PRIORITY DATE

10/11/2002

23117

NIXON & VANDERHYE, PC
901 NORTH GLEBE ROAD, 11TH FLOOR
ARLINGTON, VA 22203

DOCKETED
MATTER # 4132-5
DATE 12/12/05
DATE RE 12, 2006

CONFIRMATION NO. 2257

371 FORMALITIES LETTER



OC000000017601694

Date Mailed: 12/12/2005

FINAL DEADLINE July 12, 2006DOCKETED BY BAG/VH

NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495).

- Copy of the International Application filed on 04/11/2005
- Copy of the International Search Report filed on 04/11/2005
- Copy of IPE Report filed on 04/11/2005
- Preliminary Amendments filed on 04/11/2005
- Information Disclosure Statements filed on 04/11/2005
- Request for Immediate Examination filed on 04/11/2005
- U.S. Basic National Fees filed on 04/11/2005
- Priority Documents filed on 04/11/2005
- Specification filed on 04/11/2005
- Claims filed on 04/11/2005
- Abstracts filed on 04/11/2005
- Drawings filed on 04/11/2005

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date.

ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

*A copy of this notice **MUST** be returned with the response.*

TAMALA D HOLLAND

Telephone: (703) 308-9140 EXT 209

PART 1 - ATTORNEY/APPLICANT COPY

U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
10/530,862	PCT/AU03/01349	4132-5

FORM PCT/DO/EO/905 (371 Formalities Notice)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of

McLAUGHIN et al

Atty. Ref.: 4132-5; Confirmation No.

Appl. No. 10/530,862

TC/A.U. Unassigned

Filed: April 11, 2005

Examiner: Unassigned

For: A SUPPORT APPARATUS

* * * * *

March 13, 2006

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

IDENTIFICATION OF PRACTITIONERS TO BE RECOGNIZED

Of the Patent Practitioners identified in the concurrently filed Power of Attorney,
please recognize the following listed Patent Practitioners as being of record in the
above-identified application/patent.

Listing of Practitioners of Record (No more than 10)


Larry S. Nixon	Reg. No. 25,640
Arthur R. Crawford	Reg. No. 25,327
Robert W. Faris	Reg. No. 31,352
Mark E. Nusbaum	Reg. No. 32,348
Michael J. Keenan	Reg. No. 32, 106
Jeffry H. Nelson	Reg. No. 30,481
John R. Lastova	Reg. No. 33,149
H. Warren Burnam, Jr.	Reg. No. 29,366
Michael J. Shea	Reg. No. 34,725
Leonard C. Mitchard	Reg. No. 29,009

McLAUGHIN et al
Appl. No. 10/530,862
March 13, 2006

Respectfully submitted,

NIXON & VANDERHYE P.C.

By: _____


Leonard C. Mitchard
Reg. No. 29,009

LCM:lfm
901 North Glebe Road, 11th Floor
Arlington, VA 22203-1808
Telephone: (703) 816-4000
Facsimile: (703) 816-4100

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of

McLAUGHLIN et al

Atty. Ref.: 4132-5

Appl. No. 10/530,862

TC/A.U. Unassigned

Filed: April 11, 2005

Examiner: Unassigned

For: A SUPPORT APPARATUS

* * * * *

March 13, 2006

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

**PETITION UNDER 37 CFR §1.47(a) TO PROCEED WHEN AN INVENTOR
REFUSES TO SIGN**

Pursuant to 37 CFR §1.47(a), petition is hereby made to proceed when joint inventor
McLaughlin refuses to sign. The following documents are attached:

Factual declaration of Ian Tannahill with attached exhibits;

Executed Rule 63 declaration;

Executed assignment, recordal cover sheet and recordal fee;

The petition fee of \$130.00 under 37 CFR §1.17(h).

The last known address of Mr. McLaughlin is:

Mr. Neil McLaughlin
51/53 Chloe Drive
Munruben
Queensland 4125
Australia

26/15/2006 CS5001 00000005 141140 10530862
Sale Ref: 00000005 DAA: 141140 10530862
01 FC:1463 70.00 DA 130.00 CP

RECEIVED

15 MAY 2006

Legal Staff
International Division

03/17/2006 HXAYPRGH 00000050 10530862

02 FC:1464

130.00 CP

1052068

McLAUGHLIN et al
App. No. 10/530,862
March 13, 2006

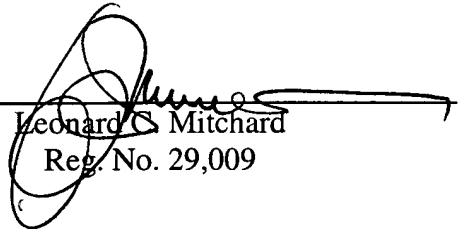
Authority is hereby given to charge any deficiency to our Account No. 14-1140.

Grant of the present Petition is respectfully requested.

Respectfully submitted,

NIXON & VANDERHYE P.C.

By: _____


Leonard S. Mitchard
Reg. No. 29,009

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